

**MINUTES OF THE REGULAR MEETING
OF THE PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF BARRINGTON
Monday, September 27, 2004**

CALL TO ORDER

The Regular Meeting of the President and Board of Trustees was called to order by President Reagle at 8:15 p.m., in the Village Board Room, 200 South Hough Street, Barrington, Illinois. Pastor Jane Kunzie-Brunner led the pledge of allegiance and then gave the invocation.

ROLL CALL

Upon roll being called the following answered present: Trustees Karen Darch, Jack Schaefer, Beth Raseman, Jeanne Yeagley, Paul Hunt, Jim Daluga; President Marshall Reagle. Also present were: Village Clerk Ron Koppelman, and Village Treasurer Denise Pieroni.

CONSIDERATION OF MODIFICATIONS TO AGENDA

President Reagle asked the Board if there were any additions, corrections or deletions to the Agenda. No modifications to the Agenda were requested.

PRESENTATION

Brigitte Mayerhofer was in attendance to locally present to Public Works Director John Heinz the American Public Works Association Top Ten Public Works Leader of the Year Award. Public Works Director John Heinz noted that it would have been difficult to achieve this award if not for the dedicated employees of the Public Works Department. He then read the names of each employee in the Department.

APPROVAL OF MINUTES

MOTION: A motion was duly made by Trustee Schaefer and seconded by Trustee Darch to approve the minutes of the September 13th 2004 Regular Meeting of the Corporate Authorities as presented.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed and the minutes approved.

MOTION: A motion was duly made by Trustee Hunt and seconded by Trustee Yeagley to approve the minutes of the September 20th 2004 Special Meeting of the Corporate Authorities as presented.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed and the minutes approved.

PERSONS TO BE HEARD FROM THE FLOOR – CITIZEN'S REGISTRATION/COMMENTS

President Reagle opened the floor to those wishing to address the Corporate Authorities.

David Danley of 532 Park Barrington Way asked the Board to support the position that Memorial Park not be used for demonstrations unrelated to memorializing public safety employees.

Terry Jennings, Director of the Barrington Area Park District, invited residents to view proposed plans for the Jewel Tea Park and to provide feedback at one of the upcoming public meetings on the plan which are being held at the Park District Office located at Langendorf Park on Monday October 4th, Thursday Oct 7th, and Friday October 8th.

REPORTS OF VILLAGE OFFICIALS

VILLAGE PRESIDENT'S REPORT

- a. Proclamation – Trustee Hunt read a Proclamation declaring the month of October as Fire Prevention Month.
- b. Proclamation – President Reagle read a Proclamation declaring October 17th as Barrington Area Crop Walk Day
- c. Proclamation – President Reagle read a Proclamation declaring October as Domestic Violence Awareness Month

President Reagle commended Chief Lawler and the Barrington-Inverness police officers for their efforts to maintain order during a memorial for fallen soldiers at Memorial Park.

President Reagle urged the Board to support the Preparation and Execution of Letters in Opposition to Illinois House Bill 750.

VILLAGE STAFF REPORTS

Denise Pieroni, Director of Administrative Services/ Treasurer made a number of announcements regarding upcoming events in the Village. She also announced that Scott Weisbruch who works in the Street Division within the Public Works Department was celebrating his 5th anniversary with the Village today, September 25, 2004. Denise Pieroni reminded the Board of the upcoming Committee of the Whole meetings scheduled for Saturday, September 25th and Wednesday, September 29th

VILLAGE CLERK'S REPORT

Village Clerk Ron Koppelman presented to the Board a list of key dates in the upcoming elections.

COMMITTEE REPORTS

ADMINISTRATIVE SERVICES/FINANCE COMMITTEE

Trustee Darch had no report.

PLANNING & ZONING & ECONOMIC DEVELOPMENT COMMITTEE

Trustee Yeagley reported that the Committee met on September 21, 2004. She noted that a developer had presented a preliminary proposal for a subdivision in the Village and that this developer had been informed that the Committee was not interested in seeing a proposal that would require a variance. She noted that the Committee had also discussed an upcoming sweep of illegal signage to bring signage in the Village into compliance with Village ordinances. She then commented that the Committee had reviewed information on conducting a survey of the residences within the Historic District. She stated that the Committee discussed methods by which residents would be notified of the survey as well as the cost and phasing of this project.

PUBLIC SAFETY COMMITTEE

Trustee Hunt reported that the Committee met just prior to the Board meeting and considered parking on residential streets and the placing of temporary traffic chokers on Village streets in order to be able to assess the impact of the placement of those devices.

PUBLIC WORKS COMMITTEE

Trustee Schaefer reported that the next regularly scheduled meeting of the Public Works Committee would be on Monday October 25th at Village Hall.

5. CONSENT AGENDA

Pursuant to 65 ILCS 5/3.1-40-40, a single roll call vote of the Village Board of Trustees and the President on a group of ordinances, resolutions, orders, and/or motions.

President Reagle asked if anyone wished to have any items removed from the Consent Agenda. No Trustee requested the removal of any item for the Consent Agenda.

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Schaefer to approve taking a single roll call vote to adopt and create a Consent Agenda, consisting of Items 5a, 5b, 5c, 5d, 5e, 5g, 5h, and 5i.

For the benefit of the public, President Reagle listed the following items to be included on the Consent Agenda.

5a. MOTION TO RECEIVE AND PLACE ON FILE a Recommendation from the Zoning Board of Appeals Regarding ZBA 04-10; Myren Residence (324 East Liberty Street) Side Yard Setback Variation - Residence

5b. MOTION TO RECEIVE AND PLACE ON FILE a Recommendation from the Zoning Board of Appeals Regarding ZBA 04-08; Wool Street Grill

5c. MOTION TO RECEIVE AND PLACE ON FILE a Recommendation from the Zoning Board of Appeals Regarding ZBA 04-09; Shoults Residence (609 South Grove Avenue) Accessory Structure Height Variation

5d. MOTION TO RECEIVE AND PLACE ON FILE a Recommendation from the Architectural Review Commission Regarding ARC 04-25; Xanadu Day Spa – 109 South Cook Street (Certificate of Approval)

5e. MOTION: Authorizing the Preparation and Execution of Letters in Opposition to Illinois House Bill 750

5f. RESOLUTION #04-3077: Approving an Amendment to a Certain Connectivity Services Agreement with Comcast

5g. RESOLUTION #04-3078: Authorizing and Approving a Professional Service Agreement with Baxter & Woodman, Inc. for the Sanitary Sewer Feasibility Study – Subdrainage Area 3

5h. RESOLUTION #04-3079: Waiver of Temporary Liquor License Fees in Connection with the Barrington Area Chamber of Commerce Annual Fund Raiser

5i. ORDINANCE #04-3183: Amending the Village of Barrington Village Code Re: Amending Chapter 4, "Amusements", of Title 3 of the Barrington Village Code

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, aye. President Reagle declared the motion to take a single roll call vote to adopt and create the Consent Agenda passed unanimously.

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Darch to approve the Consent Agenda consisting of Items 5a, 5b, 5c, 5d, 5e, 5g, 5h, and 5i.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, aye. President Reagle declared the motion passed.

6. OLD BUSINESS.

a. CONSIDERATION: Appointment of John Pieper to the Office of Village Attorney

The Board discussed the Appointment to the Office of Village Attorney as well as the proposed fees in comparison to the fees, both the hourly and flat rates, which the Village currently and in the past paid for these services. The Board asked President Reagle for a response to the advice provided at a previous Board meeting requesting his consideration of Mr. James Bateman. President Reagle advised the board that he has taken the advice of the Board and has not acted on it.

MOTION: A motion was duly made by Trustee Yeagley and failed for a lack of a second to Consent to the Appointment of John Pieper to the Office of Village Attorney.

7. NEW BUSINESS.

a. RESOLUTION #04-3080: ARC 04-25; Xanadu Day Spa – Certificate of Approval

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Yeagley to pass, as presented, Resolution #04-3080.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

b. ORDINANCE #04- : ZBA 04-09; Shoults Residence (609 South Grove Avenue) Accessory Structure Height Variation

Jeff O'Brien provided an overview of the Ordinance. The Board discussed details of the structure and a letter by a resident in opposition to the Variation. The Board discussed the possibility of postponing consideration of the Ordinance. Mr. O'Brien advised the Board that the restrictions placed on the petitioner by the Historic District present a significant hardship.

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Raseman to pass, as presented, the Ordinance listed as Item 7b on the Agenda.

ROLL CALL: Trustee Darch, nay; Trustee Schaefer, nay; Trustee Raseman, aye; Trustee Yeagley, nay; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, nay. President Reagle declared the motion failed.

c. ORDINANCE #04-3184: Zoning Ordinance Variation ZBA 04-10; Myren Residence (324 East Liberty Street) Side Yard Setback Variation – Residence

Jeff O'Brien made a brief presentation.

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Raseman to pass, as presented, the Ordinance listed as Item 7c on the Agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

d. ORDINANCE #04-3185: Granting a Special Use Permit for the Wool Street Grill (ZBA 04-08; 128 Wool Street)

Jeff O'Brien made a brief presentation and indicated that the Petitioner was available for questions. Mark Green of 545 Grove Ave responded to the Board's concern regarding the noise generated by a game room/arcade and the impact it might have on surrounding businesses.

MOTION: A motion was duly made by Trustee Hunt and seconded by Trustee Raseman to pass, as presented, the Ordinance listed as Item 7d on the Agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

- e. **ORDINANCE #04-3186:** Eighth Amendment to the Annual Budget of the Village of Barrington, Illinois Fiscal Year 2004

MOTION: A motion was duly made by Trustee Hunt and seconded by Trustee Darch to pass, as presented, the Ordinance listed as Item 7e on the Agenda.

The Board commented on their disappointment in having to approve an Amendment in order to provide sufficient dollars to cover legal costs associated with litigation.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, aye. President Reagle declared the motion passed.

- f. **ORDINANCE #04-3187:** Amending the Compensation of the Village Clerk as Set Forth in Section 1-6B-3 of the Barrington Village Code

MOTION: A motion was duly made by Trustee Schaefer and seconded by Trustee Darch to pass, as presented, the Ordinance listed as Item 7f on the Agenda.

Village Clerk Ron Koppelman advised the Board that this Ordinance was not brought forth at his request.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

- g. **PENDING LITIGATION**

Denise Pieroni briefly commented on pending litigation.

PAYMENT OF BILLS:

WARRANTS LIST- 9/27/04 - \$489,236.35

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Schaefer to approve the payment of the bills included on the voucher listing for the period ending 9/27/04 in the amount of \$489,236.35.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

WARRANTS LIST- 9/27/04 - \$119,347.06

Trustee Darch noted for the record that, due to a conflict of interest, she was recusing herself from deliberation on this matter in any way.

Denise Pieroni advised the Board that this warrant included the debt payment relating to the purchase of the property of the Public Safety facility.

MOTION: A motion was duly made by Trustee Yeagley and seconded by Trustee Hunt to approve the payment of the bills included on the voucher listing for the period ending 9/27/04 in the amount of \$119,347.06.

ROLL CALL: Trustee Darch, recused; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

WARRANTS LIST- 9/27/04 - \$2,998.73

Trustee Hunt noted for the record that, due to a conflict of interest, he was recusing himself from deliberation on this matter in any way.

MOTION: A motion was duly made by Trustee Yeagley and seconded by Trustee Darch to approve the payment of the bills included on the voucher listing for the period ending 9/27/04 in the amount of \$2,998.73.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, recused; Trustee Daluga, aye. President Reagle declared the motion passed.

WARRANTS LIST- 9/27/04 - \$104,711.98

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Yeagley to approve the payment of the bills included on the voucher listing for the period ending 9/27/04 in the amount of \$104,711.98.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

Margaret Myren of 324 E Liberty advised the Board of an effort to get 1,000 new donors to benefit the cardiac care unit at Good Shepard Hospital.

COMMENTS – “ROUND THE TABLE”

Trustee Darch hoped that residents enjoy the weather and that it continues through the Homecoming weekend. Trustee Darch congratulated John Heinz and offered condolences to Trustee Hunt on the passing of his mother, commending Trustee Hunt for his dedication to the Village.

Trustee Schaefer offered his condolences and commended Trustee Hunt for his dedication to the Village.

Trustee Raseman asked residents to continue to patronize businesses around the Cook Street Plaza development. Trustee Raseman offered her condolences and commended Trustee Hunt for his dedication to the Village. She then congratulated John Heinz on his award. Trustee Raseman concluded by commenting that the recent lawsuits.

Trustee Yeagley offered her condolences and commended Trustee Hunt for his dedication to the Village.

Trustee Hunt thanked everyone for their kind words regarding the loss to his family. He then congratulated John Heinz on his award.

Trustee Daluga offered his condolences and commended Trustee Hunt for his dedication to the Village.

President Reagle offered his condolences and commended Trustee Hunt for his dedication to the Village.

ADJOURNMENT

MOTION: A motion was duly made by Trustee Hunt and seconded by Trustee Darch to adjourn the Regular Meeting of the President and Board of Trustees.

A voice vote was then called following which President Reagle declared the motion to adjourn had been unanimously adopted and the meeting was adjourned. The time was 10:20 p.m., on Monday, September 27, 2004.

Ron Koppelman, Village Clerk